

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF VERMONT**

UCB, INC., UCB MANUFACTURING  
IRELAND LIMITED, UCB PHARMA GMBH,  
and LTS LOHMANN THERAPIE-SYSTEME  
AG,

Plaintiffs,

v.

MYLAN TECHNOLOGIES, INC.,  
Defendants.

C.A. No. 19-148-WKS

**Stipulation and Order for Dismissal**

1. Plaintiffs' claims against Mylan as pled in the above-captioned action with respect to U.S. Patent Nos. 7,413,747 ("the '747 Patent"); 8,246,979 ("the '979 Patent"); 8,246,980 ("the '980 Patent"); and 8,617,591 ("the '591 Patent") (collectively the "Covenant Patents") are hereby dismissed with prejudice in accordance with a Covenant Not to Sue dated June 16, 2020 (the "Covenant"). This dismissal is made without prejudice to Plaintiffs' ability to assert the Covenant Patents for any other ANDA or as provided in the Covenant.

2. Plaintiffs' claims against Mylan as pled in the above-captioned action with respect to U.S. Patent No. 6,884,434 are hereby dismissed without prejudice.

3. Mylan's counterclaims solely directed to the 6,699,498 patent are dismissed with prejudice. Mylan reserves all other rights with respect to the Covenant Patents.

4. Each party will bear its own attorney's fees and costs.

/s/ Kendall Hoechst  
Counsel for Plaintiffs

/s/ Paul J. Perkins  
Counsel for Mylan

**SO ORDERED:**

---

United States District Court Judge

DINSE P.C.

/s/ Kendall Hoechst

Ritchie E. Berger

Kendall A. Hoechst

DINSE P.C.

209 Battery Street, P.O. Box 988

Burlington, VT 05401

(802) 864-5751

rberger@dinse.com

khoechst@dinse.com

James S. Trainor, Jr.

Kevin X. McGann

Catherine H. McCord

Silvia M. Medina

FENWICK & WEST LLP

902 Broadway, Suite 14

New York, NY 10010

(212) 430-2600

Jack B. Blumenfeld

Derek J. Fahnestock

Anthony D. Raucci

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

1201 North Market Street

P.O. Box 1347

Wilmington, DE 19899

(302) 658-9200

Peter C. Richardson

Traci Medford-Rosow

RICHARDSON & ROSOW LLC

147 East 37th Street

New York, NY 10016

(646) 449-9055

*Attorneys for Plaintiffs UCB, INC., UCB*

*PHARMA GMBH and LTS LOHMANN*

*THERAPIE-SYSTEME AG*

PLANTE & HANLEY, P.C.

/s/ Paul J. Perkins

Michael Hanley

Paul Perkins

PLANTE & HANLEY, P.C.

82 Fogg Farm Rd

White River Junction, VT 05001

(802) 295-3151

mfhanley@plantehanley.com

pjperkins@plantehanley.com

Deepro R. Mukerjee

Lance Soderstrom

KATTEN MUCHIN ROSENMAN LLP

575 Madison Avenue

New York, NY 10022-2585

(212) 940-8800

deepro.mukerjee@kattenlaw.com

lance.soderstrom@kattenlaw.com

Jitendra Malik

Alissa M. Pacchioli

KATTEN MUCHIN ROSENMAN LLP

550 South Tryon, Street Suite 2900

Charlotte, NC 28202-4213

(704) 444-2000

jitty.malik@kattenlaw.com

alissa.pacchioli@kattenlaw.com

*Attorneys for Defendant Mylan Technologies,  
Inc.*

Dated: July 17, 2020

{P0173529.1}